IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO.22338 of 2002

Between:

1 Dr.P.Venu, S/o. B.Mallaiah,
R/o. Hyderabad, and care of Dr.A.Venugopal, R/o. Plot No.13, Gayatrinagar Colony, Allapur, Borabanda, Hyderabad-500 018.
2 Dr.P.K.Jayaprakash, S/o. M.Kuppuswamy,
R/o. Hyderabad, and care of Dr.A.Venugopal, R/o. Plot No.13, Gayatrinagar Colony, Allapur, Borabanda, Hyderabad-500 018.
3 DR.A.Venugopal, S/o. A.Shiva Ram,
R/o. Hyderabad, and care of Dr.A.Venugopal, R/o. Plot No.13, Gayatrinagar Colony, Allapur, Borabanda, Hyderabad-500 018.
4 DR.T.Ramakrishna, S/o. T.Chandrasekhar,
R/o. Hyderabad, and care of Dr.A.Venugopal, R/o. Plot No.13, Gayatrinagar Colony, Allapur, Borabanda, Hyderabad-500 018.
5 Dr.M.Venkateswarulu, S/o. M.Kalugolu,
R/o. Hyderabad, and care of Dr.A.Venugopal, R/o. Plot No.13, Gayatrinagar Colony, Allapur, Borabanda, Hyderabad-500 018.
6 DR.N.Balraj, S/o. Rajanna,
R/o. Hyderabad, and care of Dr.A.Venugopal, R/o. Plot No.13, Gayatrinagar Colony, Allapur, Borabanda, Hyderabad-500 018.
7 Dr.R.Kamalakar Rao, S/o. R.Kantha Rao,
R/o. Hyderabad, and care of Dr.A.Venugopal, R/o. Plot No.13, Gayatrinagar Colony, Allapur, Borabanda, Hyderabad-500 018.

...PETITIONERS

AND

1. Government of Andhra Pradesh Rep.by its Secretary, Department of Health & Medical Education, Secretariat, Hyderabad.

2. Government of Andhra Pradesh Rep.by its Secretary, Department of Social

Welfare, Secretariat, Hyderabad.

3. N.T.R.University of Health Sciences Vijayawada, Rep., by its Registrar.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or writ particularly one in the nature of writ of Mandamus or any other appropriate writ declaring the action of the respondent in not following prescribed the principle roaster for sub-category of backward classes community while making admission into P.G. Medical Courses for the academic year 2002-2003 on par with categories of scheduled castes as notified in G.O.Ms.No.47, Social Welfare (CV.1) dated 31.05.2000 is illegal and discriminatory; and consequently direct the respondents to follow the principle of roaster for admission of P.G. Courses for the academic year 2002-2003 onwards in terms of Rule 22 (e) of A.P. State & Subordinate service Rules.

Counsel for the Petitioners: MR.D.SUNIL KUMAR FOR MR.G.VIDYASAGAR

Counsel for the Respondent No.1: THE ADDITIONAL ADVOCATE GENERAL

Counsel for the Respondent No.2: THE GOVT.PLEADER FOR SOCIAL WELFARE

Counsel for the Respondent No.3: SMT.Y.PADMAVATHI, SC FOR NTR UNIVERSITY OF HEALTH SCIENCES

The Court made the following:

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ORDER:

Sri D.Sunil Kumar, learned counsel representing Sri G.Vidyasagar, learned counsel for the petitioners submits that the Writ Petition has become infructuous. The Writ Petition is accordingly dismissed as infructuous.

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(V.V.S.RAO, J)

15th September 2004

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1. The Secretary. Government of Andhra Pradesh, Department of Health & Medical Education, Secretariat, Hyderabad.
2. The Secretary, Government of Andhra Pradesh, Department of Social Welfare, Secretariat, Hyderabad.
3. The Registrar, N.T.R.University of Health Sciences Vijayawada.
4. Two CCs to the Additional Advocate General, High Court Buildings, Hyderabad (OUT).
5. Two CCs to the G.P. for Social Welfare, High Court Buildings, Hyderabad (OUT).
6. Two CD copies.